



Ombudsman
ONTARIO

ONTARIO'S WATCHDOG
CHIEN DE GARDE DE L'ONTARIO

August 5, 2010

Chief of Police William Blair
Toronto Police Service
40 College Street
Toronto, ON M5G 2J3

Dear Chief Blair

As you may be aware the Office of the Ombudsman of Ontario is conducting an investigation into the involvement of the Ministry of Community Safety and Correctional Services (MCSCS) in the origin of Regulation 233/10 and how information about the Regulation was communicated to stakeholders. Obviously, the investigation will be looking at the impact of the communication strategy. Accordingly, it would be very helpful to the investigation to ascertain what information about the Regulation was provided to police services involved in the G20 and, in particular, to officers on the ground.

I am writing to request copies of any document given to members of your service concerning the application of the PWPA during the G20 event.

I understand that several of your officers may have been using or referring to their powers under the Regulation in certain situations. It would be unfair to jump to conclusions about whether that was in fact the case without giving those officers an opportunity to give their side of the story, in order to ensure we fully understand the context, in particular in relation to video posted on the Internet.

Accordingly, we would like to interview the following officers at the earliest possible opportunity.

Sgt 3061
Officer 731
Officer 9718

Bell Trinity Square
483 Bay Street, 10th Floor, South Tower, Toronto, ON M5G 2C9
483, rue Bay, 10^e étage, Tour sud, Toronto (Ontario) M5G 2C9
Tel./Tél. 416-586-3300
Facsimile/télécopieur : 416-586-3485 TTY/AIS : 1-866-411-4211

Officer 8952
Officer 9492
Officer 99893

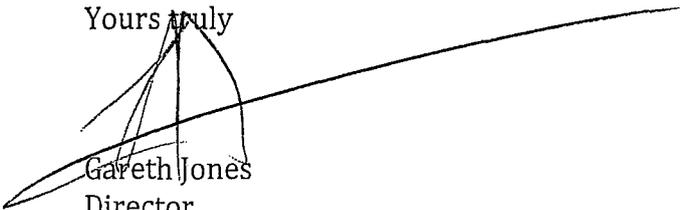
Also; Officer R. McDonald. Unfortunately we were unable to distinguish his badge number. He was giving interviews to media at Allen Gardens, as per the attached link (<http://www.youtube.com/watch?v=KB5qag5u1QA>). I apologise for the lack of greater precision.

I wish to emphasise that our investigation is in no way focused on any allegation of misconduct by individual police officers. Rather, it is centred on how information about the Regulation was disseminated to all stakeholders, including the public, the media and police.

The confidentiality of our investigation is protected under the *Ombudsman Act*.

Please do not hesitate to contact me at 41-586-3329 should you have any questions

Yours truly



Gareth Jones
Director
Special Ombudsman Response Team



Toronto Police Service

40 College Street, Toronto, Ontario, Canada. M5G 2J3
(416) 808-2222 FAX (416) 808-8202
Website: www.TorontoPolice.on.ca



William Blair
Chief of Police

File Number:

August 26, 2010

Mr. Gareth Jones, Director
Ombudsman Ontario
Bell Trinity Square
483 Bay Street, 10th Floor
Toronto, Ontario
M6E 3M5

Dear Mr. Jones:

Re: G20 Event

I have been directed by the Chief of Police to respond to your letter of August 5, 2010.

While the Chief does not want to hamper the work of the Ombudsman's Office, he has instructed me to advise you that the Toronto Police Service will not comply with the requests in your letter.

As you know, the Ombudsman has no jurisdiction over the police. Police conduct is comprehensively covered by the *Police Services Act*.

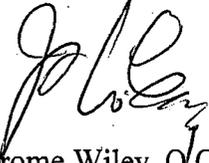
Furthermore, despite the confidentiality provision to which you refer, there are civil actions, Ontario Human Rights complaints, a review by the Office of the Independent Police Review Director, a review by the Toronto Police Services Board and a large number of criminal cases which potentially could be affected.

For all of the above reasons, the Chief declines to provide the documentation requested by you and will not permit the officers you identified to be interviewed.

If you intend to summons any document or member of the Toronto Police Service, I request that the Chief be notified in advance.

If you have any questions, please do not hesitate to contact me directly at 416-808-7801.

Yours truly,

A handwritten signature in black ink, appearing to read 'J. Wiley', written over a horizontal line.

Jerome Wiley, Q.C.
Counsel
Office of the Chief of Police

:bh

c.c. Chief William Blair, O.O.M.


Ombudsman
ONTARIO

ONTARIO'S WATCHDOG
CHIEN DE GARDE DE L'ONTARIO

September 1, 2010

Mr. Jerry Wiley
Counsel
Toronto Police Service
40 College Street
Toronto, ON M5G 2J3

Dear Mr. Wiley,

Further to my letter of August 5, 2010, your voicemail of Aug 19th to me (a transcript of which is attached) and my voicemail to you of yesterday, I am writing to ascertain if any of the officers listed in my August 5 letter would like an opportunity to be interviewed.

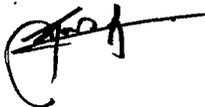
As per my voicemail of yesterday, I would like to interview Chief Blair concerning the genesis of Regulation 233/10 and how it was communicated to stakeholders. As you understand, this is a matter of great public interest and the Ombudsman would like to extend the opportunity for police officers who would like to be heard on this matter to come forward and provide any information deemed pertinent. I would very much appreciate a response in this regard by September 10, 2010.

Should there be any information that the TPS has in its possession that relates to the issues we are investigating, as set out above, I would be very grateful if you could provide it to us. This would include any documentation relating to the Regulation itself, including communication to the public, TPS officers, the MCSCS and the ISU.

Thank you for your anticipated assistance.

Please do not hesitate to contact me at 416-586-3329 if you have any questions.

Yours truly,



Gareth Jones
Director - Special Ombudsman Response Team

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Toronto Police Service

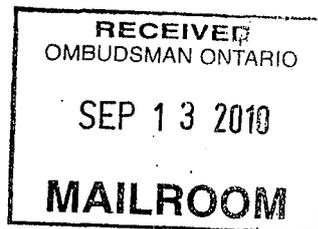
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William Blair
Chief of Police

File Number:

September 13, 2010



Mr. Gareth Jones, Director
Ombudsman Ontario
Bell Trinity Square
483 Bay Street, 10th Floor
Toronto, Ontario
M6E 3M5

Dear Mr. Jones:

Re: G20 Event

I acknowledge receipt of your letter of September 1, 2010.

I enclose a copy of my letter to you of August 26, 2010.

The Chief's position remains the same. If you would like to discuss this please do not hesitate to call me at (416) 808-7801 or (416) 315-6496.

Yours truly,

Jerome Wiley, Q.C.
Counsel
Office of the Chief of Police

:bh

c.c. Chief William Blair, O.O.M.



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William Blair
Chief of Police

File Number: _____

August 26, 2010

Mr. Gareth Jones, Director
Ombudsman Ontario
Bell Trinity Square
483 Bay Street, 10th Floor
Toronto, Ontario
M6E 3M5

Dear Mr. Jones:

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Yours truly,



Jerome Wiley, Q.C.
Counsel
Office of the Chief of Police

:bh

c.c. Chief William Blair, O.O.M.